

MTS-520US2

Official



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mitsunaki Oshima et al. : Art Unit: 2134
Serial No.: 10/020,425 : Examiner: Paul E. Callahan
Filed: December 7, 2001 :
For: MARK FORMING APPARATUS, :
METHOD OF FORMING LASER :
MARK ON OPTICAL DISK, :
REPRODUCING APPARATUS, :
OPTICAL DISK AND METHOD :
OF PRODUCING OPTICAL DISK :

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the Form PTO-1449 (RP) submitted herewith. A copy of each of the listed references is also enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The following Japanese reference is not in the English language:

1) JP 5-234321

Reference 1) Includes an English language abstract.

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Reference 1) was cited in an official action by the Korean Patent Office in a patent application corresponding to the above-identified patent application. A copy of this official action, is transmitted herewith.

In the Korean Official Action, the second reference was submitted to the USPTO in a previous IDS filed December 7, 2001. The third reference, a Korean publication corresponds to JP 02-56750, filed February 19, 2003 in an IDS.

CERTIFICATION

The undersigned, an attorney registered to practice before the U.S. Patent and Trademark Office, hereby certifies that each reference disclosed in the subject Supplemental Information Disclosure Statement was cited in a communication (i.e., a search report) from a foreign patent office in a counterpart foreign application not more than three months before the filing of the Supplemental Information Disclosure Statement.

Respectfully submitted,

RatnerPrestia

Allan Ratner, Reg. No. 19,717
Jack J. Jankovitz, Reg. No. 42,690
Attorneys for Applicants

AR:kc

Enclosures: Form PTO-1449
(1) Reference
Office Action

Dated: April 1, 2003

Suite 301
One Westlakes, Berwyn
P.O. Box 980
Valley Forge, PA 19482-0980
(610) 407-0700

The Assistant Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

FEE TRANSmittal for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$220.00

Application Number 10/00005
 Filing Date December 7, 2001
 First Named Inventor Mitsuaki Oshima
 Examiner Name Paul E. Callahan
 Art Unit 2134
 Attorney Docket No. MTS-520US4

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None
☐ Deposit Account:Deposit
Account
Number

18-0350

Deposit
Account
Name

RatnerPrestia

The Commissioner is authorized to (check all that apply):

- ☐ Charge fee(s) indicated below
☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|--------------|----------|--------------|----------|------------------------|----------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1001 | 750 | 2001 | 375 | Utility filing fee | |
| 1002 | 330 | 2002 | 165 | Design filing fee | |
| 1003 | 520 | 2003 | 260 | Plant filing fee | |
| 1004 | 750 | 2004 | 375 | Reissue filing fee | |
| 1005 | 180 | 2005 | 90 | Provisional filing fee | |

SUBTOTAL (1)

\$110

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| -20** | 6 | X | 0 |
| Independent Claims | 3** | X | 0 |
| Multiple Dependent | | X | 0 |

| Large Entity | | Small Entity | | Fee Description |
|--------------|----------|--------------|----------|--|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | |
| 1202 | 18 | 2202 | 9 | Claims in excess of 20 |
| 1201 | 84 | 2201 | 42 | Independent claims in excess of 3 |
| 1203 | 280 | 2203 | 140 | Multiple dependent claims, if not aural |
| 1204 | 84 | 2204 | 42 | ** Reissue independent claims over original patent |
| 1205 | 18 | 2205 | 9 | ** Reissue claims in excess of 30 and over original patent |

SUBTOTAL (2)

(\$) 0

**For number previously paid, if greater. For Reissues: \$1800.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|--------------|----------|--------------|----------|--|----------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 2053 | 65 | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2251 | 55 | Extension for reply within first month | \$110 |
| 1252 | 410 | 2252 | 205 | Extension for reply within second month | |
| 1253 | 930 | 2253 | 465 | Extension for reply within third month | |
| 1254 | 1,450 | 2254 | 725 | Extension for reply within fourth month | |
| 1255 | 1,970 | 2255 | 985 | Extension for reply within fifth month | |
| 1401 | 320 | 2401 | 160 | Notice of Appeal | |
| 1402 | 320 | 2402 | 160 | Filing a brief in support of an appeal | |
| 1403 | 280 | 2403 | 140 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 110 | 2452 | 55 | Petition to revive - unavoidable | |
| 1453 | 1,300 | 2453 | 650 | Petition to revive - unintentional | |
| 1501 | 1,300 | 2501 | 650 | Utility issue fee (or reissue) | |
| 1502 | 470 | 2502 | 235 | Design issue fee | |
| 1503 | 630 | 2503 | 315 | Plant issue fee | |
| 1400 | 130 | 1400 | 130 | Petitions to the Commissioner | |
| 1607 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(n) | |
| 1504 | 180 | 1005 | 180 | Submission of Information Disclosure Stmt | |
| 3001 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| 1800 | 750 | 2800 | 375 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1311 | 750 | 2810 | 375 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 1801 | 750 | 2801 | 375 | Request for Continued Examination (RCE) | |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |

Other fee (specify) TERMINAL DISCLAIMER

3110

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$) \$220.00

SUBMITTED BY

Completed (if applicable)

| | | | | | |
|-------------------|-------------------|---------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Alan Ratner | Registration No. Attorney/Agent | 19,717 | Telephone | (610) 407-0700 |
| | Jack J. Jankovitz | Registration No. Attorney/Agent | 42,690 | | |
| Signature | | | | Date | April 1, 2003 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.13. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.